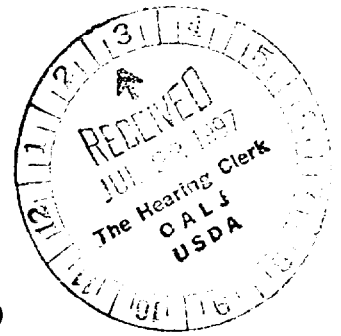


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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:) P&S Docket No. D-95-40
JIM SHERIDAN,)
Respondent) Decision

This proceeding was instituted under the Packers and Stockyards Act (7 U.S.C. §181 et seq.), by a complaint filed by the Acting Deputy Administrator, Packers and Stockyards Programs, Grain Inspection, Packers and Stockyards Administration, United States Department of Agriculture, alleging that the respondent wilfully violated the Act and the regulations promulgated thereunder (9 C.F.R. §201.1 et seq.). This decision is entered pursuant to the consent decision provision of the Rules of Practice applicable to this proceeding (7 C.F.R. §1.138).

The respondent admits the jurisdictional allegations in paragraph I of the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

1. Jim Sheridan, hereinafter referred to as the respondent, is an individual whose business mailing address is P.O. Box 1020,

Magdalena, New Mexico 87825.

2. Respondent from on or about February 1992 to on or about February 1995 was:

(a) Engaged in the business of a market agency buying livestock in commerce on a commission basis; and

(b) Registered with the Secretary of Agriculture as a market agency to buy livestock in commerce on a commission basis and as dealer to buy and sell livestock in commerce for his own account.

This registration has been inactive since October 4, 1988.

Conclusions

The respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

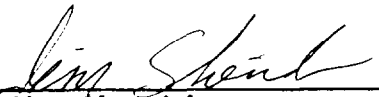
Order

Respondent Jim Sheridan, his agents and employees, directly or indirectly through any corporate or other device, in connection with his operations subject to the Packers and Stockyards Act, shall cease and desist from engaging in business in any capacity for which bonding is required under the Packers and Stockyards Act, as amended and supplemented, and the regulations, without filing and maintaining an adequate bond or its equivalent, as required by the Act and the regulations

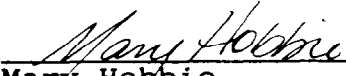
Respondent is no longer operating as a dealer or a market agency subject to the provisions of the Packers and Stockyards Act, therefore no suspension is warranted.

The provisions of this order shall become effective on the sixth day after service of this order on the respondent.

Copies of this decision shall be served upon the parties.

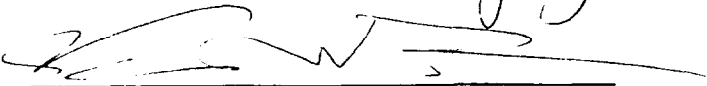


Jim Sheridan
Respondent



Mary Hobbie
Attorney for Complainant

Issued this 23rd day of July 1997



Administrative Law Judge